

DOCKET NO: 243383US2RD

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
YUZO KAMIGUCHI, ET AL. : EXAMINER: GARCIA, CARLOS E
SERIAL NO: 10/671,586 :
FILED: SEPTEMBER 29, 2003 : GROUP ART UNIT: 2627
FOR: MAGNETO-RESISTANCE EFFECT
ELEMENT AND REPRODUCING HEAD

ELECTION

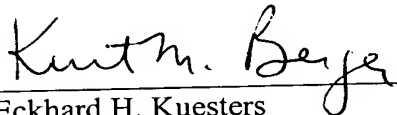
COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election Requirement dated February 7, 2008, Applicant elect Species E, identified in the outstanding Official Action as corresponding to Figure 5, for further examination on the merits. Applicant identifies Claims 1-5, 9, 11, and 16-19 as being readable on the elected species. In this regard, Applicants submit that the magneto-resistance effect element shown in Figure 5 has a cross-section similar to the cross-section of Figure 1B, to which Claims 1-5, 9, 11, and 16-19 are directed. Applicants make this election based on the understanding that Applicants are not prejudiced against filing one or more divisional applications that cover the non-elected claims.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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